



US Army Corps  
of Engineers  
Alaska District

# Public Notice of Application for Permit

Regulatory Branch  
CEPOA-CO-R  
Post Office Box 6898  
Elmendorf AFB, Alaska 99506-0898

<b>PUBLIC NOTICE DATE:</b>	<b>June 30, 2006</b>
<b>EXPIRATION DATE:</b>	<b>July 31, 2006</b>
<b>REFERENCE NUMBER:</b>	<b>POA-2006-784-4</b>
<b>WATERWAY:</b>	<b>Wrangell Narrows</b>

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States as described below and shown on the attached plan.

APPLICANT: Mr. Phillip Meeks, Post Office Box 1514, Petersburg, Alaska 99833-1514.

AGENT: Mr. Ken Elmore, Post Office Box 371, Petersburg, Alaska 99833-0371;  
(907) 772-5837.

LOCATION: The proposed project is located within section 26, T. 59 S., R. 79 E., Copper River Meridian; Latitude 56.7266° N., Longitude 132.9325° W.; Lot 3C of the Lighthouse Subdivision; at milepost 7.06 of the Mitkof Highway, south of Petersburg, Alaska.

PURPOSE: To construct a shot-rock fill pad access road that would provide access to a single-family residence for the applicant as well as a subdivision development that would be constructed in the future.

WORK: Construct a 465-foot by 26-foot wide access road with a 24-foot by 40-foot landing located adjacent to the existing highway and a 40-foot diameter circular shaped turnaround. A total of 4,793 cubic yards of shot rock and gravel would be placed in 0.435 acres of forested wetlands to construct the proposal. A total of 4 culverts would be placed to maintain natural drainage patterns at the site (see page 3 for the length and diameter of each culvert).

ADDITIONAL INFORMATION: Future development at the site would include subdivision of the property into five single-family residential lots (see sheets 4 and 5). The applicant proposes to allow each future property owner to apply for and obtain individual authorizations for each lot from the Corps. However, the Corps is required to review the cumulative impacts of the proposal as a whole; therefore, we have required the applicant to provide the proposed typical development and impacts that would occur on each lot to include in our evaluation of the proposal. With this evaluation we will assess the impacts of the entire subdivision, however any authorization, if issued, would only be for the access road, landing and turnaround described above.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307(c)(3) of the Coastal Zone, Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3), requires the applicant to certify that the described activity affecting land or water uses in the Coastal Zone complies with the Alaska Coastal Management Program. A permit will not be issued until the Office of Project Management and Permitting, Department of Natural Resources has concurred with the applicant's certification.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between the Federal government and Federally recognized Tribes. This notice invites participation by agencies, Tribes, and members of the public in the Federal decision-making process. In addition, Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This Public Notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource. Consultation may be initiated by the affected Tribe upon written request to the District Engineer during the public comment period.

ENDANGERED SPECIES: No threatened or endangered species are known to use the project area. Preliminarily, the described activity will not affect threatened or endangered species, or modify their designated critical habitat, under the Endangered Species Act of 1973 (87 Stat. 844). This application is being coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. *et seq* and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS). We have determined that the described activity within the proposed area will not adversely affect EFH, including anadromous fish and federally managed fishery resources.

SPECIAL AREA DESIGNATION: None.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Ms. Serena Sweet at (907) 753-2712, toll free from within Alaska at (800) 478-2712, or by email at [serena.e.sweet@poa02.usace.army.mil](mailto:serena.e.sweet@poa02.usace.army.mil) if further information is desired concerning this notice.

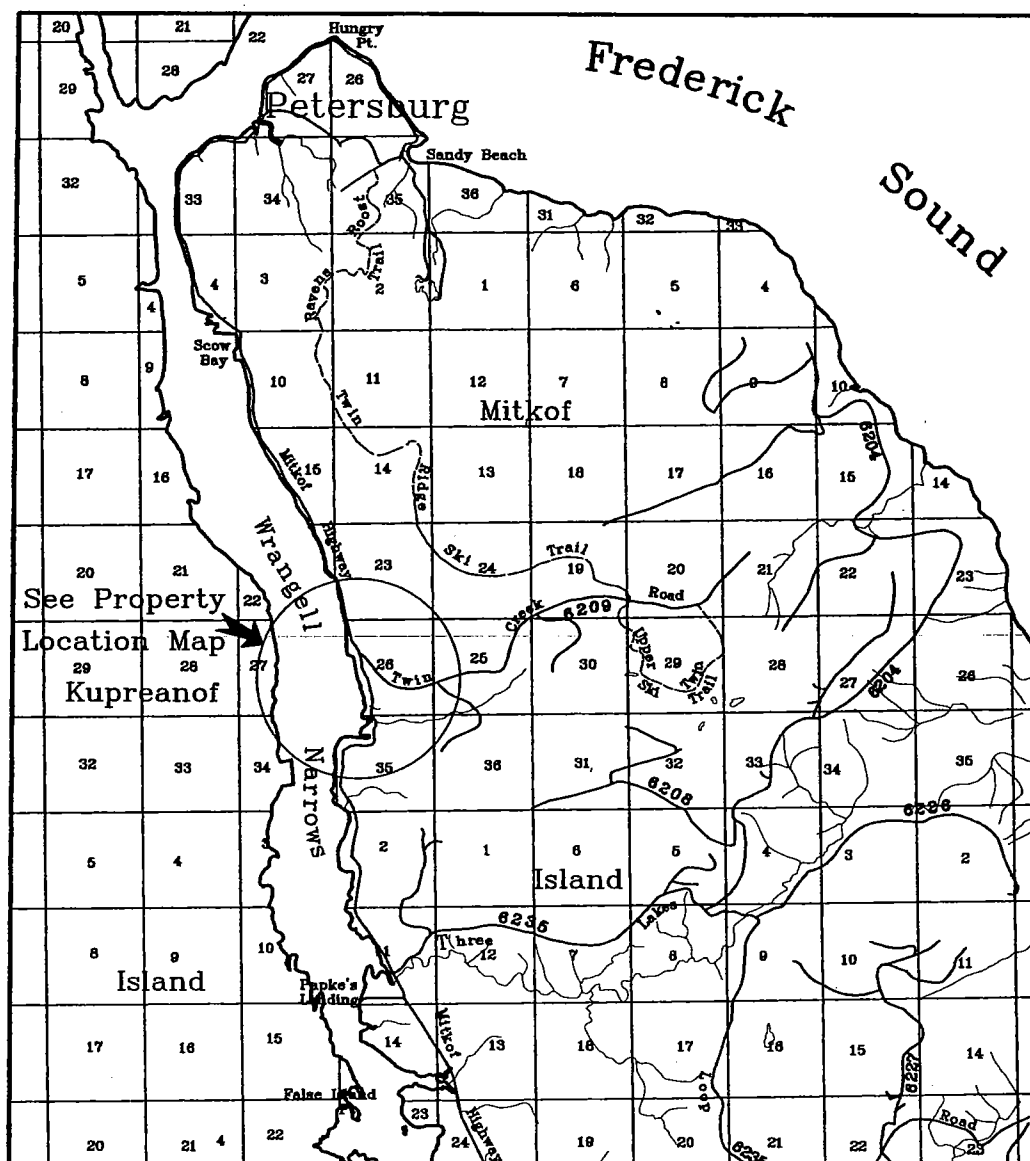
AUTHORITY: This permit will be issued or denied under the following authorities:

Discharge dredged or fill material into waters of the United States - Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

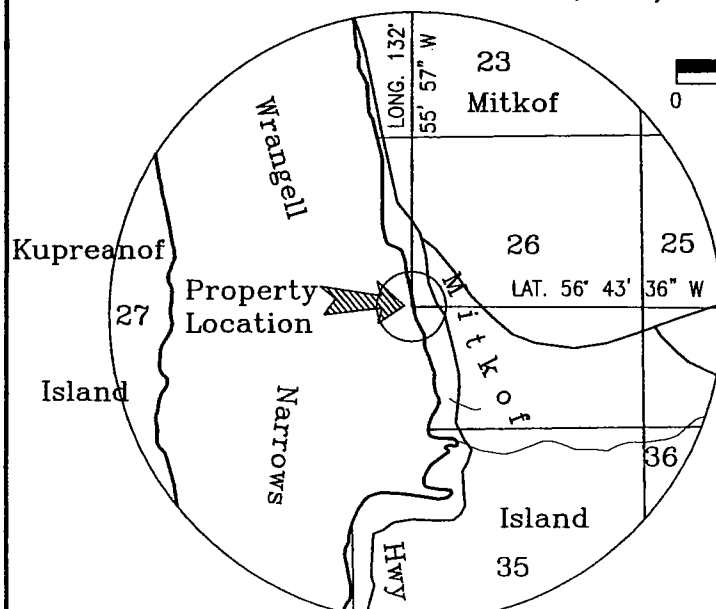
A plan, Notice of Application for Certification of Consistency with the Alaska Coastal Management Program, and Notice of Application for State Water Quality Certification are attached to this Public Notice.

District Engineer  
U.S. Army, Corps of Engineers

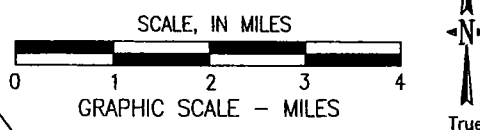
Attachments



VICINITY MAP: USGS QUAD's, Petersburg C-3, Petersburg D-3



PROPERTY LOCATION MAP SCALE, IN MILES



# WRANGELL NARROWS:

Project Location: Milepost 2.11 Mitkof Highway, Petersburg, AK

**KENNETH H. ELMORE, P.E.**

P.O. Box 371, Petersburg, AK 99833

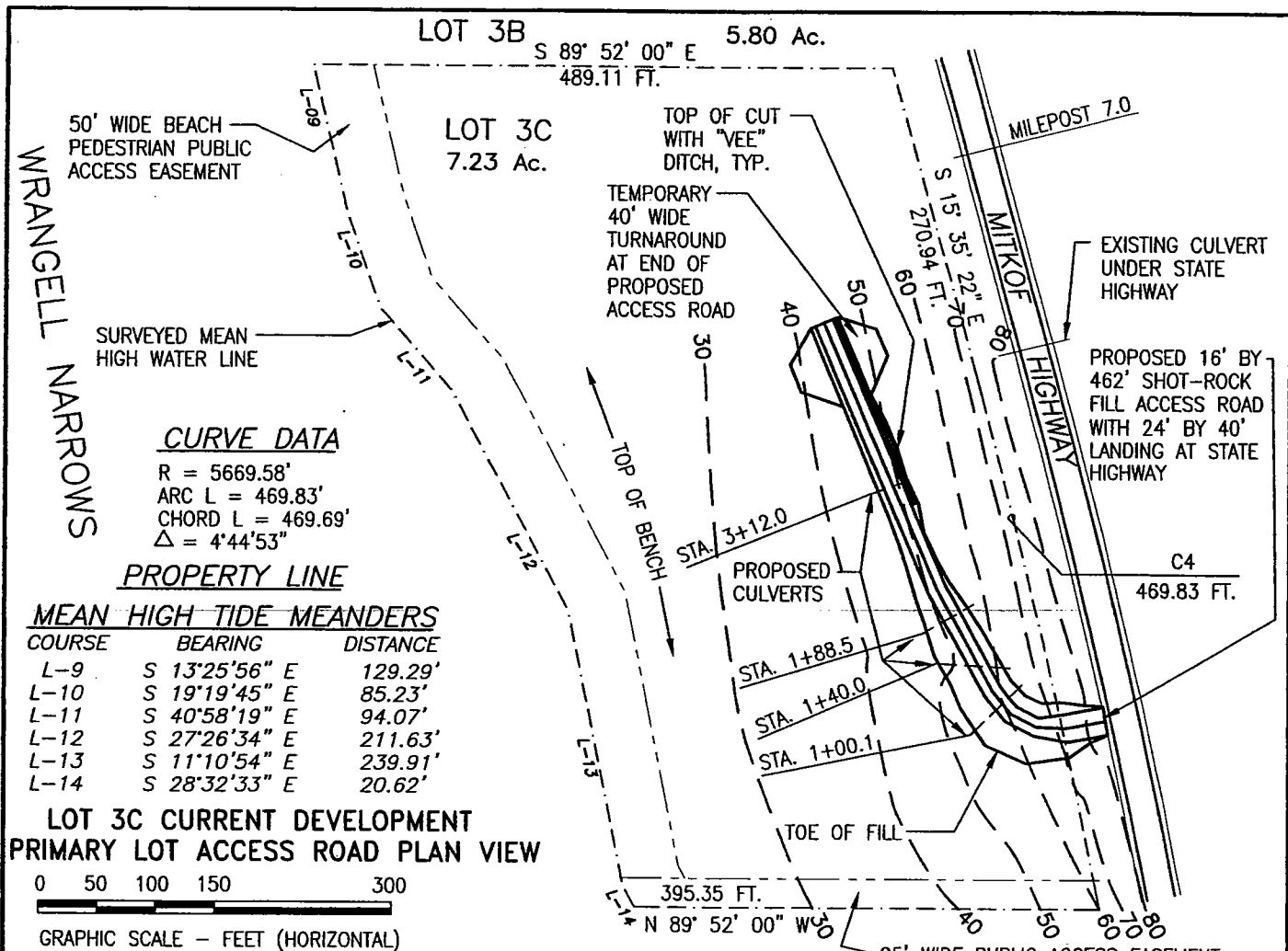
DATE PREPARED:  
4-25-2006

APPLICANT:  
Phillip Meeks

## DEPARTMENT OF THE ARMY PERMIT

Sec. 26, Township 59 S, Range 79 E, Meridian CRM

Scale: 1" = 2 Miles



### NOTES

- Purpose: Placing a Rock Fill Access Road for Future Lot Subdivision and future House Construction.
- DATUM: Presumed Elevation of +55.0 at Lot SE Corner.
- Property Description: Lot 3C, Lighthouse Subdivision, within Surveyed Section 26, T. 59 S., R. 79 E., C.R.M.
- Property Lot is an Upland, Forested "Wetlands" Lot, 100% Vegetated With Brush & Timber. There are 2 Open Drainage Channels, one of is an Intermittent Runoff Channel, and Several Seeps on the Lot.
- Adjacent Property Owners:  
Tract A: University of Alaska, 3354 College Rd., Fairbanks, AK 99709  
Lot 3B: Alan & Sharol Otness, P.O. Box 317, Petersburg, AK 99833  
Lot 3C: Phillip Meeks, P.O. Box 1514, Petersburg, AK 99833  
Lot 9, USS2468: Univ. of Alaska, 3354 College Rd. Fairbanks, AK 99709  
Lot 10, USS2468: City of Petersburg, P.O. Box 329, Petersburg, AK 99833
- See Table of Discharges, Fill Materials, Volumes, and Areas of Impact on Sheet 3 For Details of All Fill Discharges and Types

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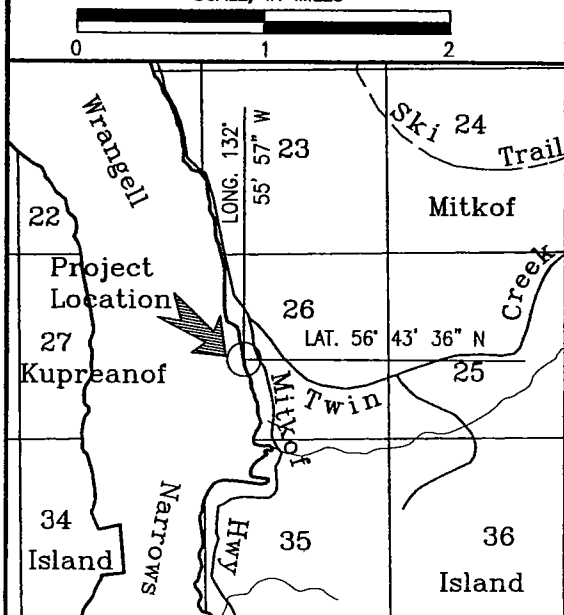
**DEPARTMENT OF THE ARMY PERMIT**

Sec. 26, Township 59 S, Range 79 E, Meridian CRM

Scale: 1" = 150 ft.

SHEET 2 OF 5

### VICINITY MAP: USGS QUAD, Petersburg C-3

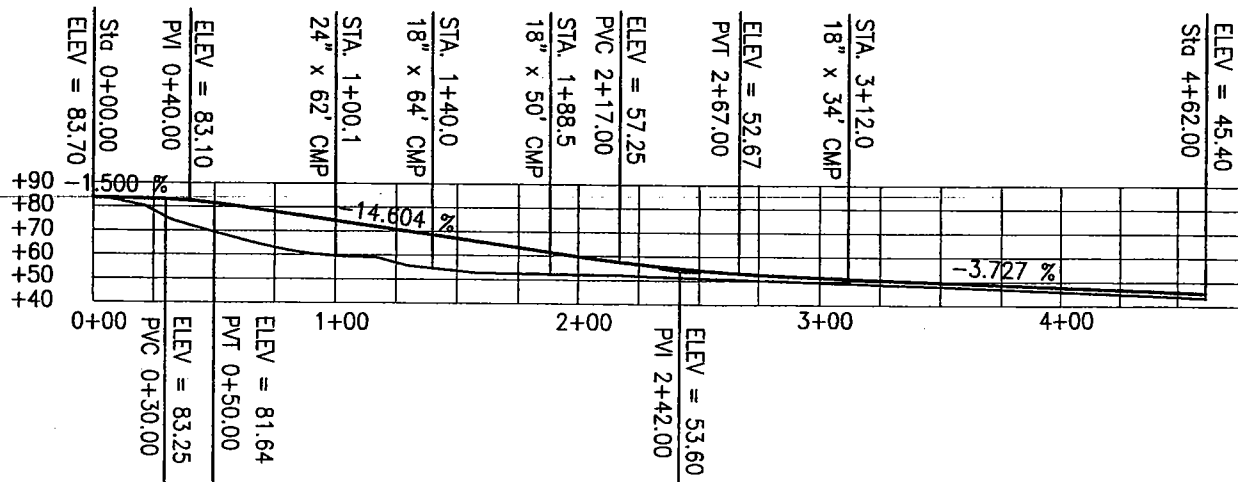


FILL MATERIAL DISCHARGES, VOLUMES, AND AREAS OF IMPACT				
DISCHARGE	TYPE OF MATERIAL	DIMENSIONS	VOLUMES	AREA OF IMPACT
Access Driveway, Road, and Turnaround at Road End	Clean Shot Rock	462.5 Ft. x 40.0 Ft. (Avg) x 3.84 Ft. (Avg) (16 Ft. x 462 Ft. Driving Surface) Footprint width varies from 25 ft. to 56 ft.	4,793 Cubic Yards	0.435 Acres

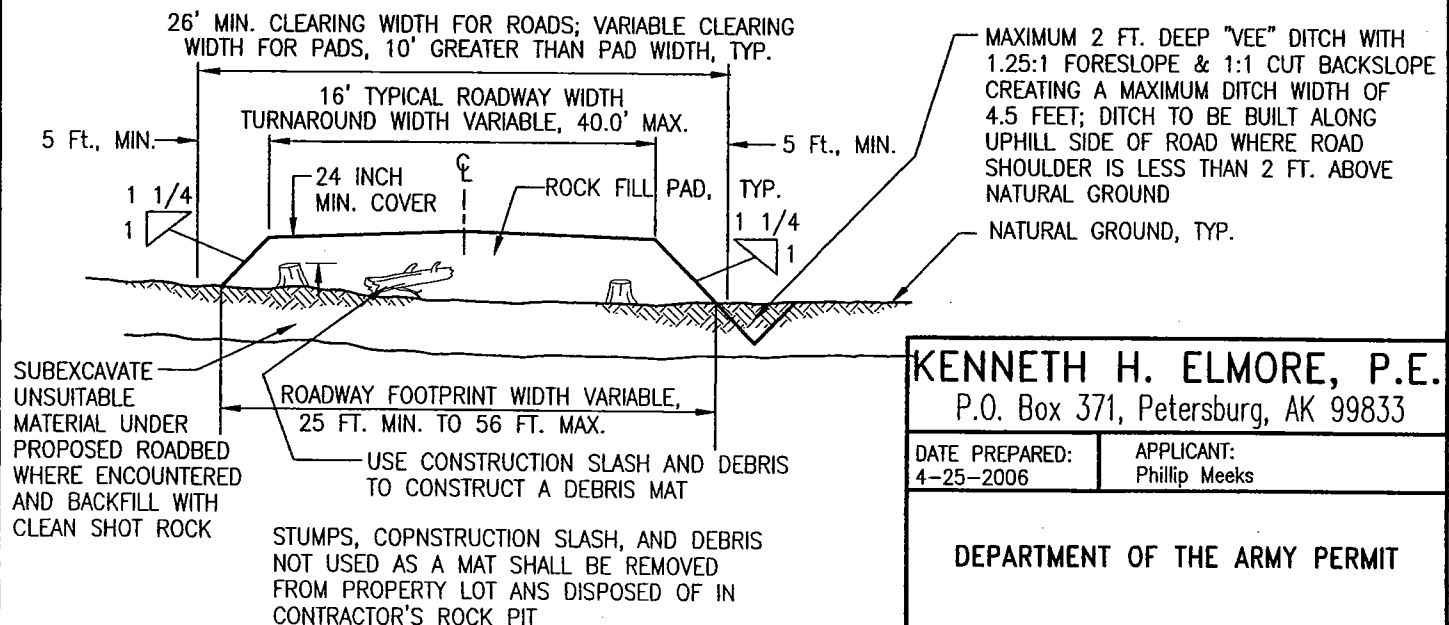
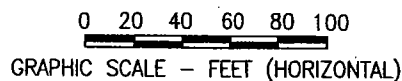
Total Area of Impact: 0.435 Acres

ENTIRE IMPACTED AREA IS ABOVE EXTREME TIDE LINE (HTL)

NOTE: DIMENSIONS SHOWN IN TABLE ABOVE ARE OVERALL FOOTPRINT DIMENSIONS UNLESS OTHERWISE IDENTIFIED AND CONTAINED IN ( )



### PROPOSED ACCESS ROAD ELEVATION



TYPICAL ROCK OVERLAY SECTION  
NOT TO SCALE

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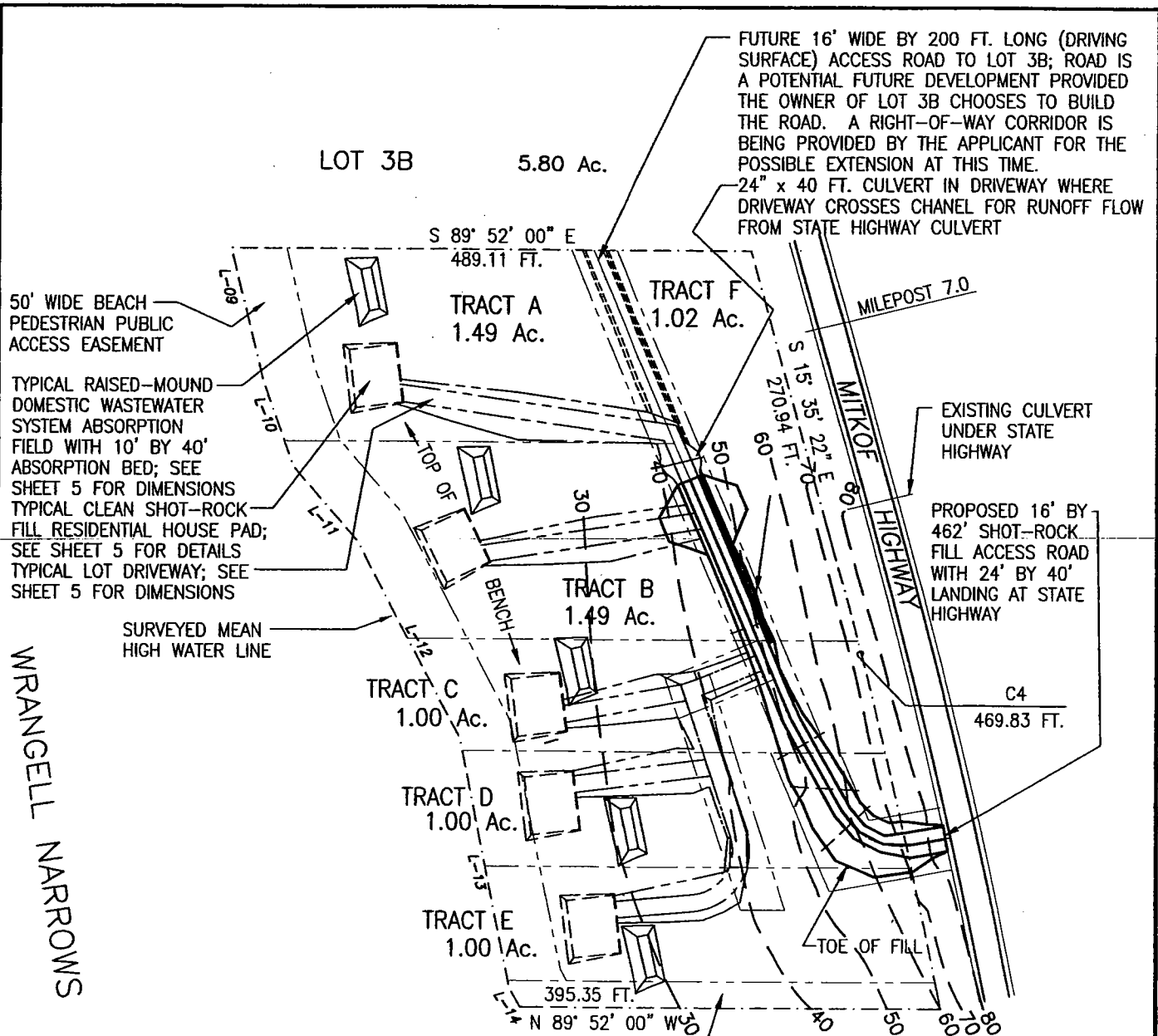
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DEPARTMENT OF THE ARMY PERMIT

Sec. 26, Township 59 S, Range 79 E, Meridian CRM

Scale: 1" = 80 ft.

SHEET 3 OF 5



# LOT 3C PROJECTED FUTURE DEVELOPMENT

0 50 100 150 300

GRAPHIC SCALE - FEET (HORIZONTAL)

## CURVE DATA

R = 5669.58'  
ARC L = 469.83'  
CHORD L = 469.69'  
 $\Delta = 4'44'53''$

## PROPERTY LINE

### MEAN HIGH TIDE MEANDERS

COURSE	BEARING	DISTANCE
L-9	S 13°25'56" E	129.29'
L-10	S 19°19'45" E	85.23'
L-11	S 40°58'19" E	94.07'
L-12	S 27°26'34" E	211.63'
L-13	S 11°10'54" E	239.91'
L-14	S 28°32'33" E	20.62'

## WRANGELL NARROWS:

Project Location: Near Twin Creeks,  
7 Miles South of Petersburg, AK

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DATE PREPARED:  
5-25-2006

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Sec. 26, Township 59 S, Range 79 E, Meridian CRM

Scale: 1" = 150 ft.

SHEET 4 OF 5

FUTURE LOT ACCESS ROADS TO BE APPLIED FOR BY LOT DEVELOPER				
FUTURE ROADS	DRIVEWAY			
	VOLUME	DRIVE SURFACE	TOE-TO-TOE WIDTH	FOOTPRINT
LOT ACCESS ROAD TO TRACTS C, D, AND E ACCESS ROAD TO LOT 3B* * POTENTIAL FUTURE PROJECT IF OWNER OF LOT 3B AND CURRENT LOT OWNER COME TO FUTURE AGREEMENT - THE CORRIDOR FOR SUCH A ROAD IS BEING KEPT AVAILABLE AT THIS TIME	550 C.Y.	16' X 200'	24' MIN, 29' MAX	0.10 Ac.
	765 C.Y.	16' X 245'	20' MIN, 45' MAX	0.15 Ac.

INDIVIDUAL LOT DEVELOPMENTS TO BE APPLIED FOR BY FUTURE LOT OWNERS							
LOT:	HOUSE PAD			DRIVEWAY			
	VOLUME	FOOTPRINT	AREA	VOLUME	DRIVE SURFACE	TOE-TO-TOE WIDTH	FOOTPRINT
TRACT A	250 C.Y.	53' BY 65'	0.072 Ac.	850 C.Y.	16' X 300'	20' MIN, 45' MAX	0.24 Ac.
TRACT B	250 C.Y.	53' BY 65'	0.072 Ac.	700 C.Y.	16' X 200'	20' MIN, 45' MAX	0.17 Ac.
TRACT C	250 C.Y.	53' BY 65'	0.072 Ac.	425 C.Y.	16' X 125'	20' MIN, 45' MAX	0.11 Ac.
TRACT D	250 C.Y.	53' BY 65'	0.072 Ac.	425 C.Y.	16' X 125'	20' MIN, 45' MAX	0.11 Ac.
TRACT E	250 C.Y.	53' BY 65'	0.072 Ac.	525 C.Y.	16' X 150'	20' MIN, 45' MAX	0.11 Ac.
TRACT F	UNDEVELOPED						
TRACT G	UNDEVELOPED						

INDIVIDUAL LOT DEVELOPMENTS TO BE APPLIED FOR BY FUTURE LOT OWNERS						
LOT:	WASTEWATER MOUND (AVG.)					
	VOLUMES			DRAIN FIELD	FOOTPRINT	AREA
	TOPSOIL	DRAIN ROCK	COUSE SAND			
TRACT A	114 C.Y.	15 C.Y.	145 C.Y.	10' x 40'	30' x 65'	0.04 Ac.
TRACT B	114 C.Y.	15 C.Y.	145 C.Y.	10' x 40'	30' x 65'	0.04 Ac.
TRACT C	114 C.Y.	15 C.Y.	145 C.Y.	10' x 40'	30' x 65'	0.04 Ac.
TRACT D	114 C.Y.	15 C.Y.	145 C.Y.	10' x 40'	30' x 65'	0.04 Ac.
TRACT E	114 C.Y.	15 C.Y.	145 C.Y.	10' x 40'	30' x 65'	0.04 Ac.
TRACT F						
TRACT G						

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DATE PREPARED:  
5-25-2006

APPLICANT:  
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DEPARTMENT OF THE ARMY PERMIT

Sec. 26, Township 59 S, Range 79 E, Meridian CRM

Scale: 1" = 150 ft.

SHEET 5 OF 5



# STATE OF ALASKA

OFFICE OF THE GOVERNOR

**DEPARTMENT OF NATURAL RESOURCES  
OFFICE OF PROJECT MANAGEMENT AND PERMITTING**

OFFICE OF PROJECT MANAGEMENT AND PERMITTING  
302 GOLD STREET, SUITE 202  
JUNEAU, ALASKA 99801-1127  
PHONE: (907) 465-3562/FAX: (907) 465-3075

**NOTICE OF APPLICATION  
FOR  
CERTIFICATION OF CONSISTENCY WITH THE  
ALASKA COASTAL MANAGEMENT PROGRAM**

Notice is hereby given that a request is being filed with the Office of Project Management and Permitting for a consistency determination, as provided in Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended [16 U.S.C. 1456(c)(3)], that the project described in the Corps of Engineers Public Notice No. **POA-2006-784-4, Wrangell Narrows**, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

This project is being reviewed for consistency with the Alaska Coastal Management Program. Written comments about the consistency of the project with the applicable ACMP statewide standards and district policies must be submitted to the Office of Project Management and Permitting. For information about this consistency review, contact OPMP at (907) 269-7470 or (907) 465-3562, or visit the ACMP web site at <http://www.gov.state.ak.us/gdc/Projects/projects.html>.

# STATE OF ALASKA

OFFICE OF THE GOVERNOR

DEPT. OF ENVIRONMENTAL CONSERVATION

## ***DIVISION OF WATER***

401 Certification Program

Non-Point Source Water Pollution Control Program

### **NOTICE OF APPLICATION FOR STATE WATER QUALITY CERTIFICATION**

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice No. **POA-2006-784-4, Wrangell Narrows**, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify that there is reasonable assurance that the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project with respect to Water Quality Certification may submit written comments within 30 days of the date of the Corps of Engineer's Public Notice to:

Department of Environmental Conservation  
WQM/401 Certification  
410 Willoughby Avenue  
Juneau, Alaska 99801-1795  
Telephone: (907) 465-5321  
FAX: (907) 465-5274